

***United States District Court***  
*Northern District of New York*  
**CIVIL JUDGMENT**

**Joseph Johnson**

**V.**

**CASE NUMBER: 6:02-cv-230 (FJS)**

**Commissioner of Social Security**

**[X] Decision by Court.** This action came to trial or hearing before the Court.  
The issues have been tried or heard and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED**

The [10] Report Recommendations of Magistrate Judge Treece is adopted in its entirety. The Commissioner's Decision denying benefits is reversed and remanded pursuant to sentence 4 of 42 USC 405(g).

All of the above pursuant to the order of the Honorable Chief Judge Frederick J. Scullin, Jr., dated the 28th day of December, 2005.

**December 28th, 2005**

**DATE**

**LAWRENCE K. BAERMAN**

**CLERK OF COURT**

**S/**  
**KARA LOONEY**  
**DEPUTY CLERK**